

## **IC 21**

### **TITLE 21. EDUCATION FINANCE**

## **IC 21-1**

### **ARTICLE 1. STATE FUNDS FOR ELEMENTARY AND SECONDARY SCHOOLS**

## **IC 21-1-1**

Chapter 1. Common School Fund; Township School Fund; Disposition of School Lands and Funds

## **IC 21-1-1-1**

### **Common school fund; congressional township school fund; sources; state general fund deposits**

Sec. 1. The funds heretofore known and designated as the surplus revenue funds, all funds heretofore appropriated to common schools, the saline fund, the bank-tax fund, the fund which has been derived or may be derived from the sale of county seminaries and the property belonging thereto, the moneys and property heretofore held for such seminaries, all fines assessed for breaches of the penal laws of the state, all forfeitures which may accrue, all lands and other estate which shall escheat to the state for want of heirs or kindred entitled to the inheritance thereof, all lands which have been granted or may be granted hereafter to the state when no special object is expressed in the grant, the proceeds of the sales of the swamp lands granted to the state of Indiana by the act of congress of September, 1850, the taxes which may be assessed from time to time upon the property of corporations for common school purposes, and the fund arising from the one hundred and fourteenth section of the charter of the state bank of Indiana, shall be denominated the Common School Fund, and the fund derived from the sale of congressional township school lands, and the unsold congressional township school land at the reasonable value thereof, shall be denominated the "Congressional Township School Fund," and shall never be diminished in amount. On and after July 1, 1977, all monies which otherwise may have been deposited in the School Revenue for Tuition fund shall be deposited in the state general fund.

*(Formerly: Acts 1865, c.1, s.2.) As amended by Acts 1977(ss), P.L.7, SEC.6.*

## **IC 21-1-1-1.5**

### **Common school fund; appropriation of interest balance**

Sec. 1.5. The common school fund interest balance is annually appropriated for the support of the common schools.

*As added by Acts 1977(ss), P.L.7, SEC.7.*

## **IC 21-1-1-2**

### **Liability of county for funds**

Sec. 2. The several counties of this state shall be held liable for

the preservation of so much of said fund as is entrusted or may have been entrusted to them, and for the payment of the annual interest thereon, at the rate established by law, the payment of which interest shall be full and complete every year, and shall so appear in the auditor's report to the superintendent of public instruction; and the said superintendent shall, at any time when he discovers from the report, or otherwise, that there is a deficit in the amount collected, for want of prompt collection or otherwise, direct the attention of the board of county commissioners and the county auditor to the fact, and said board of commissioners are hereby authorized and required to provide for such deficit in their respective counties.

*(Formerly: Acts 1865, c.1, s.3.)*

**IC 21-1-1-3 Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-4**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-5**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-6**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-7**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-8**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-9**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-10**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-11**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-12**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-13**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-14**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-15**

**Custody and care of congressional township fund land; annual accounting**

Sec. 15. The custody and care of all lands belonging to the congressional township fund shall be with the trustee of the civil township in which the same shall be situated; who shall report, annually, to the auditor, by the fourth Monday in March, the annual income derived therefrom, to the township, and such report shall embrace a fully itemized statement of his rent account of such lands; to whom and for what amount the same was rented to each tenant; and whether the rents have been collected or not; and if any portion has not been collected, he should state fully the reasons why the same has not been collected, any trustee who has heretofore failed and neglected to so report shall embrace in his final report such itemized statement and showing for each preceding year not so reported, whether by himself or his predecessors; and the amount of school funds for any year to which such township might otherwise be entitled, shall be withheld and not paid over to such trustee, if the rental value of said lands for such terms shall equal or exceed the township's otherwise portion of the school fund; and it shall be the duty of such trustee to pay into the county treasury all rents collected and reported by him as aforesaid.

*(Formerly: Acts 1865, c.1, s.44; Acts 1873, c.26, s.1.)*

**IC 21-1-1-16**

**Leases authorized**

Sec. 16. The township executive may, by the written direction of a majority of the voters of the congressional township to which the same belongs, lease such lands for any term not exceeding seven (7) years, reserving rents, payable in money, property, or improvements upon the land, as may be directed by the majority of such voters.

*(Formerly: Acts 1865, c.1, s.45.) As amended by P.L.26-2000, SEC.41.*

**IC 21-1-1-17**

**Designation of trustee to manage divided school section**

Sec. 17. When the sixteenth section or the section which may be granted instead of the sixteenth section is divided by a county or civil township line, or where the substituted section lies in any other county in the state, the county executive to which the greatest

percentage of population of the congressional township belongs shall designate, by the written direction of a majority, the trustee of one (1) of the civil townships including a part of the section to have the care and custody of the section and to carry out the directions of the voters of the township. The trustee so designated shall have the same powers and perform the same duties as if the entire section was situated within the limits of the civil township and receive from the county treasurer the revenue derived from funds accrued from the sale.

*(Formerly: Acts 1865, c.1, s.46.) As amended by P.L.26-2000, SEC.42.*

#### **IC 21-1-1-18**

##### **Trustees to have power of landlord**

Sec. 18. The proper trustee shall have all the rights and powers of a landlord, in their official name, in coercing fulfilment of contracts relating to such lands, and preventing waste or damage, or for the recovery of the same when committed.

*(Formerly: Acts 1865, c.1, s.47.)*

#### **IC 21-1-1-19**

##### **Sale of school land; notice**

Sec. 19. At any time when five (5) voters of any congressional township shall, by petition to the trustee having charge of the school land belonging to such township, set forth their desire for the sale of all or any part of the school land, the trustees shall give public notice, in five (5) public places in such township, of the time and place in such township when and where a balloting will be had to determine whether the land shall be sold as petitioned for or not; which notice shall be given at least twenty (20) days before the time specified therein.

*(Formerly: Acts 1865, c.1, s.48.)*

#### **IC 21-1-1-20**

##### **Record of petition to sell school land**

Sec. 20. A copy of such petition shall be entered on the book containing the record of the proceedings of such trustee; and his action thereon shall also be recorded.

*(Formerly: Acts 1865, c.1, s.49.)*

#### **IC 21-1-1-21**

##### **Repealed**

*(Repealed by P.L.3-1987, SEC.570.)*

#### **IC 21-1-1-22**

##### **Majority vote required for sale of land**

Sec. 22. No sale shall be allowed unless a majority of all the votes cast at such election shall be in favor of such sale; nor unless the number of votes constituting such majority shall exceed fifteen (15).

*(Formerly: Acts 1865, c.1, s.51.)*

### **IC 21-1-1-23**

#### **Certificate of number of votes**

Sec. 23. The trustees shall attend at the time and place specified, and shall make out a certificate showing the number of votes given for and against such sale; which shall be signed by him and filed in his office; and he shall enter the same upon his record book.

*(Formerly: Acts 1865, c.1, s.52.)*

### **IC 21-1-1-24**

#### **Sale of land; duty of trustee**

Sec. 24. Said trustee, if satisfied that a majority of all and more than fifteen (15) voters have voted for such sale, he shall enter the same on his record book, and proceed:

First. To divide the lands, so voted to be sold, into such lots as will secure the best price.

Second. To affix the minimum price to each lot, not less than one dollar and twenty-five cents (\$1.25) per acre, below which it shall not be sold.

Third. To certify such division and appraisalment to the proper county auditor, together with a copy of all his proceedings in relation to the sale of said lands.

*(Formerly: Acts 1865, c.1, s.53.)*

### **IC 21-1-1-25**

#### **Sale of land; procedure**

Sec. 25. The certificate shall, by such auditor, be laid before the board of county commissioners, at their first meeting thereafter. The board, if satisfied that the requirements of the law have been substantially complied with, shall direct such lands to be sold. The sale shall be conducted as follows:

(1) It shall be made by the auditor and treasurer.

(2) Four (4) weeks' notice of the same shall be given, by posting notices thereof in three (3) public places of the township where the land is situated, and at the court-house door, and by publication under IC 5-3-1.

The sale shall be made by the auditor, at public auction, at the door of the court-house of the county in which the land is situated. The treasurer shall take an account thereof, and each of said officers, for making such sale, shall receive a fee of one dollar (\$1), to be paid by the purchaser.

*(Formerly: Acts 1865, c.1, s.54.) As amended by P.L.26-2000, SEC.43.*

### **IC 21-1-1-26**

#### **Sale of land; terms and restrictions**

Sec. 26. One-fourth (1/4) of the purchase money shall be paid in hand and the interest for the residue for one (1) year in advance, and the residue in ten (10) years from such sale, with like interest annually in advance, and deferred payments shall be regarded as a part of the congressional township school fund, and reported as such

by the auditor to the superintendent of public instruction. Provided, that when one-fourth (1/4) part or more of the value of the lands so sold, at the time of such sale, shall consist of the timber growing thereon, the terms of the sale in such case may be as follows: At least one-half (1/2) of the purchase money cash in hand, and interest from the residue for one (1) year in advance and the residue in annual payments in not exceeding ten (10) years from such sale, with like interest annually in advance; and, in such case, the terms of sale shall be set forth in the notice provided for in section 25 of this chapter. Provided, further, that whenever the purchaser of any such land shall be proceeding to cut or remove, or threaten to cut or remove, from such land so sold timber growing or being thereon, to such an extent that the land, after the cutting or removal of such timber, shall not be equal in value to the amount of purchase money, with interest then remaining unpaid, it shall be the duty of the trustee of the civil township in which such land is situated (and he is hereby authorized and empowered) to commence and maintain an action, in the name of such township, in the circuit court of the county, to restrain and enjoin the further cutting or removal of such timber.

*(Formerly: Acts 1865, c.1, s.55; Acts 1875, c.90, s.1.) As amended by P.L.2-1988, SEC.639.*

#### **IC 21-1-1-27**

##### **Failure to pay interest when due; reversion of land to township; resale**

Sec. 27. On failure to pay such annual interest when it becomes due, the contract shall become forfeited, and the land shall immediately revert to the township; and the auditor and treasurer shall proceed forthwith again to sell the same in like manner and on the terms above specified; if on such second sale such land shall produce more than sufficient to pay the sum owing therefor, with interest and costs and five (5) per cent damages, the residue shall, when collected, be paid over to the first purchaser or his legal representative.

*(Formerly: Acts 1865, c.1, s.56.)*

#### **IC 21-1-1-28**

##### **Redemption of land**

Sec. 28. At any time before the sale, payment of the interest due and all costs, together with two (2) per cent damages on the principal sum and interest due and owing for said land, shall prevent such sale, and revive the original contract.

*(Formerly: Acts 1865, c.1, s.57.)*

#### **IC 21-1-1-29**

##### **Forfeitures; liability of original purchaser**

Sec. 29. In case of such forfeiture, the original purchaser may be sued for waste or unnecessary injury done to such land.

*(Formerly: Acts 1865, c.1, s.58.)*

**IC 21-1-1-30****Suit for injury to land**

Sec. 30. Such suit shall be prosecuted by the auditor, in the name of the state, for the use of the proper congressional township.  
(Formerly: Acts 1865, c.1, s.59.)

**IC 21-1-1-31****Unsold land; private sale**

Sec. 31. When any land offered for sale at public auction shall remain unsold, the county auditor may dispose of the same at private sale for the best price that can be had therefor, not being less than the minimum price affixed thereto.  
(Formerly: Acts 1865, c.1, s.60.)

**IC 21-1-1-32****Reappraisal and sale of unsold land**

Sec. 32. After the expiration of the term of four (4) years after any appraisement and offer of sale of any lands in this state belonging to any township for school purposes, and such lands remain unsold, it shall be lawful to reappraise, sell, and dispose of said lands in the same manner that they would have been had such lands not been previously offered for sale, provided, however, that such appraised value shall not be below the minimum price as fixed by law on March 6, 1865.  
(Formerly: Acts 1865, c.1, s.61.) As amended by P.L.2-1988, SEC.640.

**IC 21-1-1-33****Certified statement of sale to purchaser**

Sec. 33. A certified statement of such sale shall be made and signed by the auditor, and, being first recorded by such auditor in the records of the board of county commissioners, shall be delivered to the purchaser when he makes his first payment, and shall entitle him to a deed when the terms of such purchase shall have been fully complied with.  
(Formerly: Acts 1865, c.1, s.62.)

**IC 21-1-1-34****Rights of purchaser**

Sec. 34. Every purchaser, until forfeiture, shall be entitled to all the rights of possession before existing in such trustee or township, and to all rights and remedies for rents becoming due or breaches of covenant accruing after his purchase under any lease existing at the time of his purchase, and for all waste committed thereafter.  
(Formerly: Acts 1865, c.1, s.63.)

**IC 21-1-1-35****Failure of purchaser to make first payment; penalty**

Sec. 35. A purchaser at such sale failing to make the first payment as above required shall pay ten (10) per cent on the sum bid, to be

recovered by action before any court having jurisdiction, to be prosecuted by the county auditor in the name of the state for the use of the proper township; and the auditor and treasurer shall be competent witnesses.

*(Formerly: Acts 1865, c.1, s.64.)*

#### **IC 21-1-1-36**

##### **Assignments of certificate; validity**

Sec. 36. No assignment of a certificate shall be valid unless acknowledged before some officer authorized to take acknowledgments of deeds, or before the county auditor, who shall, in all such cases, record the same; assignments of certificates heretofore made before any officer authorized to take acknowledgments of deeds, when recorded, shall be as valid as if acknowledged before the county auditor.

*(Formerly: Acts 1865, c.1, s.65.)*

#### **IC 21-1-1-37**

##### **Loan of purchase money**

Sec. 37. When the residue of the purchase-money becomes due, the purchaser may retain the same as a loan for a term not exceeding three (3) years, on payment, annually made in advance, of the interest thereon, at the rate then established by law for the loan of such funds; but he shall receive no deed until full payment is made.

*(Formerly: Acts 1865, c.1, s.66.)*

#### **IC 21-1-1-38**

##### **Payment of purchase money before due**

Sec. 38. Purchasers may, at any time before due, pay a part or the whole of such purchase-money.

*(Formerly: Acts 1865, c.1, s.67.)*

#### **IC 21-1-1-39**

##### **Affidavit of lost certificate; issuance of new certificate**

Sec. 39. When any such certificate shall be lost before a deed be made, on proof thereof by affidavit of the person interested, or other competent testimony, to be filed with the county auditor, and after three (3) months' notice of intention to apply for a new certificate, given in some newspaper printed nearest to where the land lies, such auditor may issue the same to the person entitled thereto.

*(Formerly: Acts 1865, c.1, s.68.)*

#### **IC 21-1-1-40**

##### **Payment of purchase money to treasurer; receipt**

Sec. 40. The purchase-money and interest, and all costs and damages above provided for, shall be paid to the treasurer of the proper county, and his receipt therefor filed by the person paying with the county auditor, who shall issue his quietus therefor.

*(Formerly: Acts 1865, c.1, s.69.)*



**IC 21-1-1-41****Endorsement on certificate of purchase**

Sec. 41. When such payment is in completion of any contract of sale, the amount of such receipt shall be endorsed by the county auditor on the certificate of purchase.

*(Formerly: Acts 1865, c.1, s.70.)*

**IC 21-1-1-42****Recording deed**

Sec. 42. On full payment for such land, a deed shall be issued by the county auditor, and entered on the record book of the board of county commissioners.

*(Formerly: Acts 1865, c.1, s.71.)*

**IC 21-1-1-43****Execution and delivery of deed**

Sec. 43. Such deed shall be executed and acknowledged, at the cost of the grantee, by the county auditor, as in other cases; and thus executed and delivered shall vest in the grantee, his heirs and assigns, forever, a complete title to the land.

*(Formerly: Acts 1865, c.1, s.72.)*

**IC 21-1-1-44****Sale of land upon petition of voters**

Sec. 44. The voters of any congressional township may petition the trustee of the township for such sale. The petition, if signed by a majority of all the voters of the township, shall be filed with the county auditor, and the same proceeding shall be had as provided in section 43 of this chapter. Such petition and certificate shall be recorded in the record book of the trustee of the township and of the county auditor of the investment of funds held for the benefit of common schools and congressional townships.

*(Formerly: Acts 1865, c.1, s.73.) As amended by P.L.2-1988, SEC.641; P.L.26-2000, SEC.44.*

**IC 21-1-1-45****Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-46**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-47****Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-48****Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-49**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-50**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-51**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-52**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-53**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-54**

**Apportionment of school revenue to townships and municipalities;  
procedure**

Sec. 54. The auditor of each county shall, semiannually, on the second Monday of July and on the last Monday in January make apportionment of the school revenue to which his county is entitled to the several townships and incorporated towns and cities of the county; which apportionment shall be paid to the school treasurer of each township and incorporated town and city by the county treasurer. In making the apportionment and distribution thereof, the auditor shall ascertain the amount of the congressional township school revenue belonging to each city, town or township, and shall apportion the other school revenue so as to equalize the amount of available school revenue for tuition to each city, town and township, as near as may be, according to the enumeration of children therein, and report the amount apportioned to the superintendent of public instruction, verified by affidavit; however, in no case shall the income of the congressional township school fund belonging to any congressional township, or part of such township, be diminished by such apportionment, or diverted or distributed to any other township. In making the apportionment and distribution of the state tuition revenues apportioned to the county by the superintendent of public instruction, in case any school corporation shall not have expended for tuition purposes in any school year an amount as great as the amount of state tuition revenue apportioned and distributed to said corporation by the auditor for said school year, then it shall be the duty of the auditor, at the first apportionment after the annual report of the receipts and expenditures of said school corporation shall have been filed with the county commissioners, to deduct from the whole

amount of state tuition revenue apportioned to said school corporation an amount equal to the difference between the amount of state tuition revenue apportioned and distributed to said school corporation for use in such school year and the whole amount shown by such annual report to have been actually expended for tuition purposes, and there shall be paid to the treasurer of said school corporation the sum remaining after such amount shall have been deducted, and the county auditor shall include all such deductions in his report to the state superintendent of public instruction as tuition revenue collected in his county and ready for distribution at the next apportionment. Funds arising from the local tuition tax shall not be considered in making the deductions provided for in this section, nor included in the report to the state superintendent of public instruction.

*(Formerly: Acts 1865, c.1, s.118; Acts 1895, c.69, s.2; Acts 1897, c.188, s.4.) As amended by Acts 1978, P.L.2, SEC.2101.*

**IC 21-1-1-55**

**Repealed**

*(Repealed by P.L.20-1984, SEC.202.)*

**IC 21-1-1-56**

**Repealed**

*(Repealed by P.L.20-1984, SEC.202.)*

**IC 21-1-1-57**

**Repealed**

*(Repealed by P.L.20-1984, SEC.202.)*

**IC 21-1-1-58**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-59**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-60**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-61**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-62**

**Superintendent; supervision of school funds**

Sec. 62. He shall exercise such supervision over the school funds and revenues as may be necessary to ascertain their safety, and secure their preservation and application to the proper object; and

cause to be instituted, in the name of the state of Indiana, for the use of the proper fund or revenue, all suits necessary for the recovery of any portion of said funds or revenues; and it is hereby made the duty of the proper circuit prosecuting attorney to prosecute all such suits at the instance of the superintendent, and without charge against said funds or revenue.

*(Formerly: Acts 1865, c.1, s.126.)*

#### **IC 21-1-1-62.5**

##### **School calendars; adjustment formula for distribution**

Sec. 62.5. He may encourage the development and establishment of innovative or exemplary school calendars. If a school corporation operates on a twelve (12) month school year program as approved by the state superintendent of public instruction, the distribution of state support for such program under this section shall be made under an adjusted formula to be approved by the state superintendent of public instruction. Such adjustment formula shall grant to each school corporation operating an approved twelve (12) month school year an amount of money which shall be on the same basis as the distribution for the regular support program, pro-rated per diem to reflect the extended school term.

*(Formerly: Acts 1973, P.L.233, SEC.1.)*

#### **IC 21-1-1-63**

##### **Reports of various county officials to superintendent**

Sec. 63. He may require of the county auditors, School Examiners, county treasurers, trustees, clerks and treasurers, copies of all reports required to be made by them, and all such other information in relation to the duties of their respective offices, so far as they relate to the condition of the school funds, revenues and property of the common schools and the condition and management of such schools, as he may deem important.

*(Formerly: Acts 1865, c.1, s.127.)*

#### **IC 21-1-1-64**

##### **Forms and blanks**

Sec. 64. He may prepare, and transmit to the proper officers, suitable forms and rules for making all reports, and necessary blanks therefor, and all necessary instructions for the better organization and government of common schools, and conducting all necessary proceedings under this chapter.

*(Formerly: Acts 1865, c.1, s.128.) As amended by P.L.2-1988, SEC.642.*

#### **IC 21-1-1-65**

##### **Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

#### **IC 21-1-1-66**

##### **Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-67**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-68**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-69**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-70**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-71**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-72**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-73**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-74**

**Inspection of trustee's books, papers, and accounts**

Sec. 74. The books, papers and accounts of any trustee, relative to schools, shall at all times be subject to the inspection of the school examiner, the county auditor, and the board of county commissioners of the proper county.

*(Formerly: Acts 1865, c.1, s.141.)*

**IC 21-1-1-75**

**Subpoena of trustee's books and records**

Sec. 75. For the purpose of such inspection, said examiner, auditor and board of county commissioners may, by subpoena, summon before them any trustee, and require the production of such books, papers and accounts, three (3) days' notice of the time to appear and produce them being given.

*(Formerly: Acts 1865, c.1, s.142.)*

**IC 21-1-1-76**

**Correction of improperly kept books and accounts; penalty for fraud**

Sec. 76. If any such books and accounts have been imperfectly kept, said board of commissioners may correct them, and if fraud appear, shall remove the person guilty thereof.  
(Formerly: Acts 1865, c.1, s.143.)

**IC 21-1-1-77**

**Repealed**

(Repealed by P.L.5-1988, SEC.111.)

**IC 21-1-1-78**

**Repealed**

(Repealed by Acts 1972, P.L.170, SEC.1.)

**IC 21-1-1-79**

**Repealed**

(Repealed by Acts 1972, P.L.170, SEC.1.)

**IC 21-1-1-80**

**Removal of schoolhouse; sale of land; procedure**

Sec. 80. The proper trustee may, whenever a schoolhouse shall have been removed to a different location, or a new one erected for the school in a different place, if the land whereon the same is situated belongs unconditionally to the township, town or city, sell the same, when, in his opinion, it is advantageous to the township, town or city so to do, for the highest price that can be obtained therefor; and upon the payment of the purchase money to the township, town or city, he shall execute to the purchaser a deed of conveyance, which shall be sufficient to vest in such purchaser, all the title of such township, town or city thereto. The money derived from such sale shall be a part of the special school revenue.

(Formerly: Acts 1865, c.1, s.149.) As amended by Acts 1981, P.L.11, SEC.120.

**IC 21-1-1-81**

**Sale of school lands; failure to convey good title; purchasers' remedies**

Sec. 81. When any officer authorized to sell school lands shall have sold any lands without a title thereto, such officer, or his successor in office, may convey such other lands of equal value as may be agreed upon by such officer and the purchaser, his heirs or assigns; or, failing to make such agreement, the purchase-money, with interest, shall be repaid to the purchaser, his heirs, executors, administrators or assigns; but no such purchase-money shall be thus repaid until the proper prosecuting or district attorney shall have investigated the facts of the case and certified to the correctness of the claim.

(Formerly: Acts 1865, c.1, s.150.)

**IC 21-1-1-82**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-83**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-84**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-85**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-86**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-87**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-88**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-89**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-90**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-91**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-92**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-93**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-93.1**

**Appeals from decisions of township trustees relative to school matters**

Sec. 93.1. Appeals shall be allowed from decisions of the

township trustees relative to school matters to the county superintendents, who shall receive and promptly determine the same according to the rules which govern appeals to the circuit court under IC 4-21.5-5, so far as such rules are applicable, and their decisions of all local questions relating to the legality of school meetings, establishment of schools, and the location, building, repair, or removal of schoolhouses, or transfers of persons for school purposes, and resignation and dismissal of teachers shall be final.

*As added by P.L.5-1988, SEC.110.*

**IC 21-1-1-94**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-95**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-96**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*

**IC 21-1-1-97**

**Repealed**

*(Repealed by Acts 1972, P.L.170, SEC.1.)*